

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SHAWN TALBOT,

Plaintiff(s),

v.

LOUIS ERIC JOHNSON, *et al.*,

Defendant(s).

2:21-cv-02112-APG-VCF

ORDER REGARDING IN PERSON

HEARING SCHEDULED FOR JULY 7, 2022

On April 20, 2022, I ordered the parties to file a proposed discovery plan and scheduling order by May 4, 2022. (ECF No. 23).

On May 4, 2022, defendants filed a separate proposed discovery plan and scheduling order. (ECF No. 29). Defendants reported plaintiff did not contact defendants to confer regarding discovery. *Id.* footnote 1. Defendants also stated that they were unable to contact plaintiff because plaintiff has not provided an email address or telephone number. *Id.*

Plaintiff filed a second motion to compel discovery (ECF No. 24), in apparent violation of this court's local rules and the Federal Rules of Civil Procedure. Plaintiff filed a similar motion (ECF No. 11) on December 27, 2021, before any parties had appeared in the case. I denied that motion, explaining plaintiff's obligations under applicable court rules. (ECF No. 15).

Plaintiff filed a motion to the court regarding electronic attendance of hearing scheduled for July 7, 2022 (ECF No. 32), which I will address in this order. On May 17, 2022, I ordered that the July 7, 2022, hearing will also address the pending motion to compel, and again I ordered Mr. Talbot to appear in person. (ECF No. 31).

Finally, plaintiff recently filed a motion for entry of clerk's default (ECF No. 33), despite the fact that all defendants filed a motion to dismiss plaintiff's complaint on February 18, 2022. (ECF No 17).

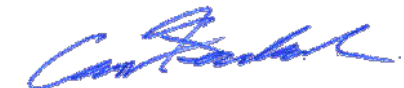
1 On this record, I conclude that Mr. Talbot's presence is required in court on July 7, 2022. I must
2 take appropriate steps to make sure that this case proceeds properly in accordance with rules governing
3 pretrial procedure. Plaintiff bases his request to appear by electronic means on the fact that he lives 279
4 miles from the courthouse, which is a 9 hour drive, roundtrip. Mr. Talbot chose to commence his action
5 in this court. Given his repeated failures to comply the rules governing litigation procedure, I am
6 convinced that I must address him face to face, in court, to impress upon him the importance of
7 complying with court rules, the consequences of repeated failures to comply, and to answer appropriate
8 questions he may have in this regard.

9 Accordingly,

10 I ORDER that plaintiff's motion for electronic attendance (ECF No. 32) is DENIED.

11 I FURTHER ORDER that plaintiff's motion for entry of default (ECF No. 33) is also set for an
12 in-person hearing on July 7, 2022, at 10:00 AM in Courtroom 3D, Third Floor, United States District
13 Court- Lloyd D. George Federal Courthouse, 333 Las Vegas Blvd. South, Las Vegas, NV 89101.

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15 DATED this 16th day of June 2022.



16 CAM FERENBACH
17 UNITED STATES MAGISTRATE JUDGE
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